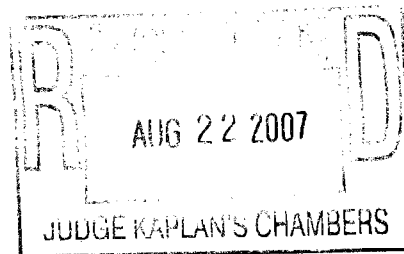




THE CITY OF NEW YORK  
LAW DEPARTMENT

100 CHURCH STREET  
NEW YORK, N.Y. 10007

MICHAEL A. CARDOZO  
Corporation Counsel



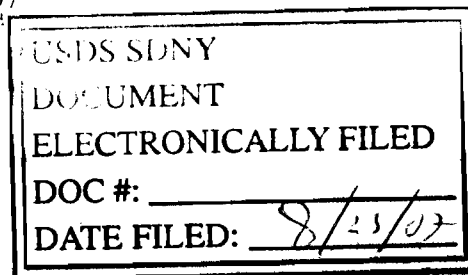
DAVID M. HAZAN  
Assistant Corporation Counsel  
Tel.: (212) 788-8084  
Fax: (212) 788-9776

MEMO ENDORSED

August 20, 2007

**VIA FIRST CLASS MAIL**

Honorable Lewis A. Kaplan  
United States District Judge  
United States District Court, S.D.N.Y.  
500 Pearl Street  
New York, New York 10007



Re: Yves Etienne v. City of New York, et al., 07 Civ. 03361 (LAK)

Your Honor:

I respectfully write, on behalf of all parties, to advise the Court that the above-referenced action settled on August 16, 2007. The Stipulation and Order of Settlement and Discontinuance will be submitted to the Court as soon as it is executed.

We thank the Court for its assistance throughout this litigation.

Respectfully submitted,

*David M. Hazan*

David M. Hazan (DH-8611)  
Assistant Corporation Counsel  
Special Federal Litigation Division

cc: Via First Class Mail  
Rose M. Weber, Esq.  
225 Broadway, Suite 1608  
New York, N.Y. 10007

MEMO ENDORSED

Case dismissed with prejudice and without costs subject to right to reinstate by serving and filing a notice to that effect, on or before, 9/24/07, if the settlement is not consummated by then.

SO ORDERED:

*[Signature]* 8/23/07  
Hon. ~~Lewis A. Kaplan~~ Laura T. Swain, U.S.D.J.  
U.S.D.J. Part I 8/\_\_\_\_/07